

ORDER

Shrvan

Vs. State of Rajasthan & Ors.

S.B.CR.MISC. PETITION NO.663/2006

DATE OF ORDER :: Sept. 20, 2006

PRESENT

HON'BLE MR.JUSTICE H.R.PANWAR

Mr.Sunil Beniwal, for the petitioner.

Mr.Ashok Upadhyaya, Public Prosecutor.

BY THE COURT:

By the instant criminal misc. petition under section 482 Cr.P.C., the petitioner has challenged the order dt. 1.2.2006 passed by the Sessions Judge, Bikaner (for short 'the revisional court' hereinafter), whereby the revision petition filed by the petitioner against the order dt. 4.2.2003 passed by the Additional Chief Judicial Magistrate (Fast Track), Bikaner (for short 'the trial court' hereinafter), was dismissed.

I have heard learned counsel for the petitioner and the Public Prosecutor for the State.

The only point raised by the petitioner before the revisional court was that the order of framing charge is not a reasoned order and does not assign any reason for framing the charge. The revisional court relied on a judgment of Hon'ble Supreme Court in Om Wati (Smt.) & Anr. Vs. State through Delhi Administration & Ors., **(2001) 4 SCC 333** wherein the Hon'ble Supreme Court has held that at the time of taking cognizance or framing charge, the reasons are not required to be assigned. There are number of decisions of the Hon'ble Supreme Court taking the similar view. In the circumstances, therefore, no case for interference is made out.

The petition is, therefore, dismissed.

[H.R.PANWAR],J.

m.asif/-